

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

HILLARY WALLS,

Plaintiff,

v.

DAN PACHOLKE *et al.*,

Defendants.

Case No. C07-5631 FDB

ORDER ADOPTING
REPORT AND
RECOMMENDATION
DENYING INJUNCTIVE
RELIEF


This matter comes before the Court on the Report and Recommendation of the Magistrate Judge that Plaintiff's motion for injunction relief be denied. As detailed by the Magistrate Judge, Plaintiff lacks standing as he has been released from custody. Alternatively, Plaintiff has not shown an immediate threat of irreparable injury and no adequate remedy at law. For these reasons, the motion for injunctive relief should be denied.

The Court, having reviewed Plaintiffs' complaint, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's request for injunctive relief is **DISMISSED**. Plaintiff's release from incarceration deprives him of standing to seek such relief. Further, plaintiff fails to show immediate threat of irreparable injury.

- 1 (3) Clerk is directed to send copies of this Order to plaintiff, counsel for defendants who
2 have appeared, and to the Hon. J. Kelley Arnold.

3 DATED this 25th day of February, 2008.

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7 FRANKLIN D. BURGESS
8 UNITED STATES DISTRICT JUDGE
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